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March 25, 2005

Mr. Kevin P. Loughman
4 Marrigan Street
Arlington, Massachusetts 02474

Re: *Loughman vs. Mahoney, et al.*
Middlesex Superior Court Civil Action No. 04-4207

Dear Mr. Loughman:

Enclosed please find a signed Waiver of Service of Summons on behalf of defendar Lotus Development Corp. and a signed Waiver of Service of Summons on behalf of defendant Maura Mahoney relative to the above-referenced matter.

Very truly yours,



David B. Wilson
DBW:rh-Enc.

COPY



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☐ AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT
EASTERN DIVISION District of MASSACHUSETTS

KEVIN P. LOUGHMAN

SUMMONS IN A CIVIL CASE

V.

MAURA MAHONEY, ET AL.

CASE

04 CV 12316 VGY

TO: (Name and address of Defendant)

LOTUS DEVELOPMENT CORPORATION
OFFICE OF DESIGNATED LEGAL COUNSEL
C/O CT CORPORATION SYSTEM
SUITE 300, 101 FEDERAL STREET
BOSTON, MA 02110

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

KEVIN P. LOUGHMAN, PRO-SE
4 MARRIGAN STREET
ARLINGTON, MA 02474

an answer to the complaint which is herewith served upon you, within _____ days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of after service.

CLERK

DATE

(By) DEPUTY CLERK



11-1-04

AO 399 (Rev. 10/95)

WAIVER OF SERVICE OF SUMMONS

TO: Kevin P. Loughman
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Lotus Development Corp, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of Loughman vs. Mahoney, et al.
(CAPTION OF ACTION)
 which is case number 04-CV-12316-WGY in the United States District Court
(DOCKET NUMBER)
 for the EASTERN DIVISION District of MASSACHUSETTS

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after Nov. 6, 2004
(DATE REQUEST WAS SENT)
 or within 90 days after that date if the request was sent outside the United States.

3/25/05
(DATE)

David B. Wilson
(SIGNATURE)

Printed/Typed Name: DAVID B. WILSON

As Attorney of Lotus Development
(TITLE) (CORPORATE DEFENDANT)

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Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

☐ AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT
EASTERN DIVISION District of MASSACHUSETTS

KEVIN P. LOUGHMAN

SUMMONS IN A CIVIL CASE

V.

MAURA MAHONEY, ET AL.

CASE

04 CV 12316 WGY

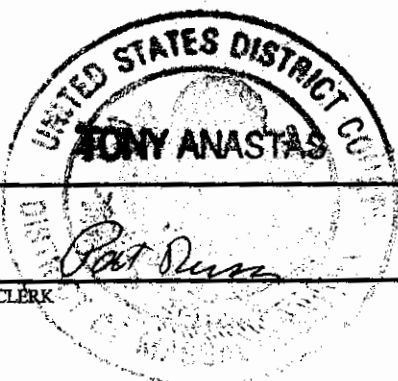
TO: (Name and address of Defendant)

MAURA MAHONEY
7410 LAKE BREEZE DR., #205
FT. MYERS, FL 33907

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

KEVIN P. LOUGHMAN, PRO-SE
4 MARRIGAN STREET
ARLINGTON, MA 02474

an answer to the complaint which is herewith served upon you, within _____ days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



CLERK

DATE

11-1-09

(By) DEPUTY CLERK

AO 399 (Rev. 10/95)

WAIVER OF SERVICE OF SUMMONS

TO: Kevin P. Loughman Pro-Se
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, MAURA MAHONEY, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of Loughman vs. Mahoney, et al.
(CAPTION OF ACTION)
 which is case number 04-CV-12316-WGY in the United States District Court
(DOCKET NUMBER)
 for the EASTERN DIVISION District of MASSACHUSETTS

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after Nov. 6 2004 *
(DATE REQUEST WAS SENT)
 or within 90 days after that date if the request was sent outside the United States. * Re-Sent 3/23, 5

3/25/05 David B. Wilson
(DATE) (SIGNATURE)

Printed/Typed Name: DAVID B. WILSON

As Attorney of Maura Mahoney and
(TITLE) (CORPORATE DEFENDANT)

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present
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